

80A 2601-CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
KENICHI NAKAMURA
Serial No. 08/884,778
Filed: June 30, 1997
For: BIODEGRADABLE MOLDING
MATERIAL

Group Art Unit: 1755

Examiner: M. Marcheschi

Official

RULE 116 AMENDMENT

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

FAX RECEIVED

DEC 21 1998/12/23/98

GROUP 1700

Dear Sir:

In response to the Final Office Action dated September 22, 1998, it is respectfully requested that the Examiner consider the following remarks and reconsider the finality of his rejection.

REMARKS

Firstly, the Examiner states that the oath is defective. Applicant acknowledges this fact set forth by the Examiner and will submit a new Declaration as soon as possible.

The Examiner has rejected the Claims 1 and 2 under 35 U.S.C. 103 as being obvious over Tokiwa et al. alone or in view of Moriya et al., stating that Tokiwa et al. teaches a biodegradable molding material of the same proportions and Moriya teaches powder paper obtained by pulverizing paper or pulp. Still further, it is the Examiner's opinion that while Tokiwa et al. teaches volume percentages and Applicant's invention teaches weight percentages, it is readily apparent from the last Office Action that when the amount as defined by Tokiwa et al. are converted to weight percentage, they will encompass the claimed range in the absence of